



Attorney Docket No. 157

157

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Buhr et al

Serial No.: 07/652,978

Group No.: 1893

Filed: February 8, 1991

Examiner: G. Kunz

**For: Methylene Phosphonate Oligonucleotide Analogs and Nucleosides**

## Assistant Commissioner for Patents

**Washington, D.C. 20231**

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed November 16, 1995 finally rejecting claims 51 - 54.

The item(s) checked below are appropriate:

#### **1. STATUS OF APPLICANT**

This application is on behalf of

- other than a small entity

Verified statement:

- attached  
 already filed.

**CERTIFICATE OF MAILING (37 CFR 1.8 (a))**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Vicki Collins

(Type or print name of person mailing paper)

Nicki Collins  
(Signature of person mailing paper)

290 SS 07-1250 03/26/96 07652978  
29143 115 \$10.0000

## 2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 CFR 1.17 (e) the fee for filing the Notice of Appeal is:

small entity \$145.00

other than a small entity \$290.00

Notice of Appeal fee due \$ 290.00

## 3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

- (a)  Applicant petitions for an extension of time under 37 CFR 1.136 (a) (fees: 37 CFR 1.17 (a)-(d)) for the total number of months checked below:

Extension <u>(months)</u>	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<input checked="" type="checkbox"/> one month	\$110.00	\$55.00
<input type="checkbox"/> two months	\$380.00	\$190.00
<input type="checkbox"/> three months	\$900.00	\$450.00
<input type="checkbox"/> four months	\$1,400.00	\$700.00

Fee \$ 110.00

If an additional extension of time is required please consider this a petition therefor.

An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ \_\_\_\_\_

OR

- (b)  Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

#### 4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$ 290.00

Extension fee (if any) \$ 110.00

TOTAL FEE DUE \$ 400.00

#### 5. FEE PAYMENT

Attached is check in the sum of \$ \_\_\_\_\_.

Charge Account No. 07-1250 the sum of \$ 400.00.

A duplicate of this transmittal is attached.

#### 6. FEE DEFICIENCY

If any additional extension and/or fee is required,  
charge Account No. 07-1250.

AND/OR

If any additional fee for claims is required,  
charge Account No. 07-1250.

Reg. No. 36,616

Daryl D. Muenchau  
SIGNATURE OF AGENT

Tel. No.: (415) 573-4712

Daryl D. Muenchau  
Type or print name of agent

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